

E-filed on 10/21/08

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**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE COMPANY,  
  
Debtor.

In re:  
USA CAPITAL REALTY ADVISORS, LLC,  
  
Debtor.

In re:  
USA CAPITAL DIVERSIFIED TRUST DEED FUND,  
LLC,  
  
Debtor.

In re:  
USA CAPITAL FIRST TRUST DEED FUND, LLC,  
  
Debtor.

In re:  
USA SECURITIES, LLC,  
  
Debtor.

Affects:  
☒ All Debtors  
☐ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

Case Nos.:  
BK-S-06-10725-LBR  
BK-S-06-10726-LBR  
BK-S-06-10727-LBR  
BK-S-06-10728-LBR  
BK-S-06-10729-LBR

JOINTLY ADMINISTERED  
Chapter 11 Cases

Judge Linda B. Riegler

**ERRATA TO APPLICATION  
TO COMPROMISE AND  
SETTLE CONTROVERSIES  
WITH PIERCY, BOWLER,  
TAYLOR & KERN, PC**

Hearing Date: November 18, 2008  
Hearing Time: 9:30 a.m.

Geoffrey Berman (“Berman” or the “Trustee”), Trustee of the USACM Liquidating Trust (the “USACM Trust”) and Michael Tucker (“Tucker” or the “Manager”), Manager of the USA Capital Diversified Trust Deed Fund, LLC (“DTDF”), hereby file this Errata to the Application to Compromise and Settle Controversies With Piercy, Bowler, Taylor & Kern, PC

(the "PBTk Compromise Application") filed on October 20, 2008 as Docket Entry 6575. The PBTk Compromise Application contained a typographical error in the Certificate of Service.

The original Certificate of Service indicated that the PBTk Compromise Application had been served on October 20, 2008 to all parties listed; however the correct language should have been that notice of the Motion would be served on October 21, 2008 to all parties listed.

Dated: October 21, 2008

<p><b>DIAMOND MCCARTHY LLP</b></p> <p>By: <u>/s/ Allan B. Diamond</u>  Allan B. Diamond, TX 05801800 (pro hac vice)  J. Maxwell Beatty, TX 24051740 (pro hac vice)  909 Fannin, Suite 1500  Houston, Texas 77010  (713) 333-5100 (telephone)  (713) 333-5199 (facsimile)</p> <p><i>Special Litigation Counsel for USACM Liquidating Trust</i></p>	<p><b>DIAMOND MCCARTHY LLP</b></p> <p>By: <u>/s/ Eric D. Madden</u>  William T. Reid, IV, TX 00788817 (pro hac vice)  Eric D. Madden, TX 24013079 (pro hac vice)  P. Jason Collins, TX 24040711 (pro hac vice pending)  6504 Bridge Point Parkway  Suite 400  Austin, Texas 78730  (512) 617-5200 (telephone)  (512) 617-5299 (facsimile)</p> <p><i>Special Litigation Counsel for USACM Liquidating Trust</i></p>
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